



**PATENT**  
Atty. Docket No. 390772  
Express Mail Label No. EL 993396847 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Michael Minneman  
Application No.: 10/090,714      Group No.: 2828  
Filed: 01 March 2002      Examiner: Vy, Hung T.

**For: MODULATION SYSTEM AND METHODS FOR OPTICAL SOURCE BANK**

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**INFORMATION DISCLOSURE STATEMENT TRANSMITTAL**  
**FILED UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56, 1.97(c) and 1.98, Applicant hereby submits an Information Disclosure Statement Form PTO-1449 (modified) along with a copies of the reference cited therein.

Applicant submits that the cited reference neither anticipates nor renders obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

A fee transmittal indicating authorization to charge the required fee of \$180 to Deposit Account 12-0600 is enclosed herewith, pursuant to 37 C.F.R. §§ 1.97(c)(2) and 1.17(p). It is believed that no further fees are due; however, should any additional fee be required in connection with the filing of this Information Disclosure Statement, the Commissioner is hereby authorized to charge said fees to the aforementioned Deposit Account.

Respectfully submitted,

Date: 4 May 2004

By Curtis A. Vock  
Curtis A. Vock, Reg. No. 38,356  
LATHROP & GAGE L.C.  
4845 Pearl East Circle, Suite 300  
Boulder, Colorado 80301  
Tele: (720) 931-3011  
Fax: (720) 931-3001

05/06/2004 CCHAU1 00000012 120600 10090714  
02 FC:1806 180.00 DA



Express Mail Label No. EL 993396847 US

PTO/SB/08b(08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449B/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 1

### Complete if Known

Application Number	10/090,714
Filing Date	01 March 2002
First Named Inventor	Michael Minneman
Art Unit	2828
Examiner Name	Vy, Hung T.
Attorney Docket Number	390772

### NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		ILX LIGHTWAVE "FOM 7900B System", Rev. 3/04/02, ILX Lightwave Photonic Test & Measurement Instrumentation, Bozeman, MT., 4 pages	

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.